

07-25-01

PTO/SB05 (10-00)

Approved for use through 10/31/2002 OMB 0651-0032

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07/23/01

1-960 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL

| | |
|------------------------|----------------|
| Attorney Docket No. | 1391-10210 |
| First Inventor | James B. Terry |
| Title | Well System |
| Express Mail Label No. | EL915360129US |

Only for new nonprovisional applications under 37 CFR 1.53(b)

| APPLICATION ELEMENTS | ADDRESS TO: |
|---|--|
| See MPEP chapter 600 concerning utility patent application contents | Commissioner for Patents Box Patent Application Washington, D.C. 20231 |
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i> | 7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) |
| 2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | 8. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies |
| 3. <input checked="" type="checkbox"/> Specification [Total Page 57] <i>(preferred arrangement set forth below)</i> - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings <i>(if filed)</i> - Detailed Description - Claim(s) - Abstract of the Disclosure | ACCOMPANYING APPLICATION PARTS 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of <i>(when there is an assignee)</i> Attorney 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 12. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Statement (IDS)/PTO-1449 Citations 13. <input checked="" type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i> 16. <input type="checkbox"/> Other: |
| 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 11] | |
| 5. Oath and Declaration a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> 1. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b) | |
| 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76 | |

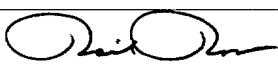
17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76.

| | | | |
|--|-------------------------------------|---|-------------------------------------|
| <input checked="" type="checkbox"/> Continuation | <input type="checkbox"/> Divisional | <input type="checkbox"/> Continuation-in-Part (CIP) | of prior application No. 09/081,961 |
| Prior application information | | Examiner J Lee | Group/Art Unit 3673 |

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

| | | | |
|---|-----------|----------|---|
| <input checked="" type="checkbox"/> Customer Number of Bar Code Label | 23505 | or | <input type="checkbox"/> Correspondence address below |
| Name | | | |
| Address | | | |
| City | State | Zip Code | |
| Country | Telephone | Fax | |

| | | | |
|-------------------|---|-----------------------------------|--------|
| Name (Print/Type) | DAVID A. ROSE | Registration No. (Attorney/Agent) | 26,223 |
| Signature |  | Date July 23 2001 | |

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**FEE TRANSMITTAL
for FY 2001***Patent fees are subject to annual revision.***Complete if Known**

| | | | |
|--|--|--------------------------|--------------------------------|
| FEE TRANSMITTAL for FY 2001 <i>Patent fees are subject to annual revision.</i> | | Complete if Known | |
| | | Application Number | |
| | | Filing Date | |
| | | First Named Inventor | James B. Terry |
| | | Examiner Name | |
| | | Group Art Unit | |
| TOTAL AMOUNT OF PAYMENT | | \$ 2,318.00 | Attorney Docket No. 1391-10210 |

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to
Deposit Account Number 03-2769
Deposit Account Name: Conley, Rose & Tayon, P.C.
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:
- ☐ Check ☐ Credit Card ☐ Money Order ☐ Other Order

FEE CALCULATION**1. BASIC FILING FEE**

| Large Entity | Small Entity | Fee | Fee | Fee Description | Fee Paid |
|--------------|--------------|------------------------|-----|-----------------|----------|
| Code (\$) | Code (\$) | | | | |
| 101 710 | 201 355 | Utility filing fee | | | \$710.00 |
| 106 320 | 206 160 | Design filing fee | | | \$ |
| 107 490 | 207 245 | Plant filing fee | | | \$ |
| 108 710 | 208 355 | Reissue filing fee | | | \$ |
| 114 150 | 214 75 | Provisional filing fee | | | \$ |

SUBTOTAL (1) \$710.00**2. EXTRA CLAIM FEES**

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|---------------|----------------|------------------|
| 56 | - 20** = 36 x | 18.00 | = \$648.00 |
| Independent Claims | 15 | 3** = 12 x | 80.00 = \$960.00 |
| Multiple Dependent | | 270.00 | = \$ 00.00 |

| Large Entity | Small Entity | Fee | Fee | Fee Description |
|--------------|--------------|--|-----|-----------------|
| Code (\$) | Code (\$) | | | |
| 103 18 | 203 9 | Claims in excess of 20 | | |
| 102 80 | 202 40 | Independent Claims in excess of 3 | | |
| 104 270 | 204 135 | Multiple dependent claim, if not paid | | |
| 109 80 | 209 40 | ** Reissue independent claims over original patent | | |
| 110 18 | 210 9 | ** Reissue claims in excess of 20 and over original patent | | |

SUBTOTAL (2) \$1,608.00

** or number previously paid, if greater; For Reissues, see above

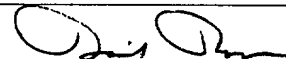
FEE CALCULATION (continued)**3. ADDITIONAL FEES**

| Large Entity | Small Entity | Fee | Fee | Fee Description | Fee Paid |
|---------------------|--------------|--|-----|-----------------|----------|
| Code (\$) | Code (\$) | | | | |
| 105 130 | 205 65 | Surcharge - late filing fee or oath | | | \$ |
| 127 50 | 227 25 | Surcharge - late provisional filing fee or cover sheet | | | \$ |
| 139 130 | 139 130 | Non-English specification | | | \$ |
| 147 2,520 | 147 2,520 | For filing a request for <i>ex parte</i> reexamination | | | \$ |
| 112 920* | 112 920* | Requesting publication of SIR prior to Examiner action | | | \$ |
| 113 1,840* | 113 1,840* | Requesting publication of SIR after Examiner action | | | \$ |
| 115 110 | 215 55 | Extension for reply within first month | | | \$ |
| 116 390 | 216 195 | Extension for reply within second month | | | \$ |
| 117 890 | 217 445 | Extension for reply within third month | | | \$ |
| 118 1,390 | 218 695 | Extension for reply within fourth month | | | \$ |
| 128 1,890 | 228 945 | Extension for reply within fifth month | | | \$ |
| 119 310 | 219 155 | Notice of Appeal | | | \$ |
| 120 310 | 220 155 | Filing a brief in support of an appeal | | | \$ |
| 121 270 | 221 135 | Request for oral hearing | | | \$ |
| 138 1,510 | 138 1,510 | Petition to institute a public use proceeding | | | \$ |
| 140 110 | 240 55 | Petition to revive - unavoidable | | | \$ |
| 141 1,240 | 241 620 | Petition to revive - unintentional | | | \$ |
| 142 1,240 | 242 620 | Utility issue fee (or reissue) | | | \$ |
| 143 440 | 243 220 | Design issue fee | | | \$ |
| 144 600 | 244 300 | Plant issue fee | | | \$ |
| 122 130 | 122 130 | Petitions to the Commissioner | | | \$ |
| 123 50 | 123 50 | Petitions related to provisional applications | | | \$ |
| 126 180 | 126 180 | Submission of Information Disclosure Stmt | | | \$ |
| 581 40 | 581 40 | Recording each patent assignment per property (times number of properties) | | | \$ |
| 146 710 | 246 355 | Filing a submission after final rejection (37 CFR § 1.129(a)) | | | \$ |
| 149 710 | 249 355 | For each additional invention to be examined (37 CFR § 1.129(b)) | | | \$ |
| 179 710 | 279 355 | Request for Continued Examination (RCE) | | | \$ |
| 169 900 | 169 900 | Request for expedited examination of a design application | | | \$ |
| Other fee (specify) | | | | | \$ |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$**SUBMITTED BY**

Complete (if applicable)

| | | | | | |
|-------------------|---|----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | DAVID A. ROSE | Registration No (Attorney/Agent) | 26,223 | Telephone | (713) 238-8000 |
| Signature |  | | | Date | July 23, 2001 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James B. Terry and Thomas P. Wilson
 Serial No.: 09/081,961 Group No.: 3673
 Filed: May 20, 1998 Examiner: J. Lee
 For: Well System

Assistant Commissioner for Patents
 Washington, D.C. 20231

**NOTIFICATION OF FILING OF CONTINUING,
 DIVISIONAL OR CONTINUED PROSECUTION APPLICATION**

Notification is hereby being made of the filing of a:

- ☒ continuation
☐ continuation-in-part
☐ divisional
☐ continued prosecution

application for this case

- ☒ concurrently herewith
☐ on _____

(date)

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

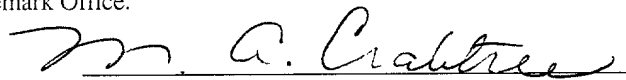
- ☐ **37 CFR 1.8(a)**
 with sufficient postage as first class mail.

- ☒ **37 CFR 1.10***
 as "Express Mail Post Office to Addressee"
 Mailing Label No. EL15360129US **mandatory**)

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: July 23, 2001



Signature

M. A. CRABTREE

(type or print name of person certifying)

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"Since the filing of correspondence under § 1.10 without the Express Mailing mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct 24, 1996, 60 Fed. Reg. 56,439, at 56,442



SIGNATURE OF ATTORNEY

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Reg. No. 26,223

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